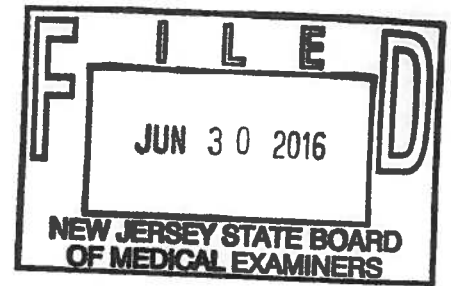


ROBERT LOUGY
ACTING ATTORNEY GENERAL OF NEW JERSEY
Division of Law
124 Halsey Street, 5th Floor
P.O. Box 45029
Newark, New Jersey 07101
Attorney for the State Board of Medical Examiners



By: Megan Cordoma
Deputy Attorney General
Tel. (973) 648-4730

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF MEDICAL EXAMINERS

IN THE MATTER OF THE LICENSE OF	:	Administrative Action
	:	
Evette Polczynski, M.D.	:	CONSENT ORDER
License #25MA09556200	:	
	:	
TO PRACTICE MEDICINE AND SURGERY	:	
IN THE STATE OF NEW JERSEY	:	

This matter was opened to the New Jersey Medical Practitioner Review Panel (Panel) and the State Board of Medical Examiners (Board) as a result of the Panel being informed of an Adverse Action Report indicating that the privileges of Evette Polczynski, M.D. (Respondent) at University Correctional Healthcare were revoked and Respondent's employment was terminated following allegations that she sent correspondence to an inmate which was deemed inappropriate by the New Jersey Department of Corrections.

On February 26, 2016, Respondent appeared with counsel at an investigative inquiry into the matter held before the Panel. She admitted that she gave her home address and telephone number to

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patient R.H. and, while still his treating physician, expressed romantic interest in him and exchanged letters with him that discussed romance and/or intimacy. Although Respondent was terminated from her employment at the correctional facility, she continues to correspond with R.H. via regular and electronic mail and frequently speaks with him on the phone. Respondent testified that she did not have sexual contact with R.H. at any time.

Having reviewed the entire record, including testimony at the Panel inquiry, it appears to the Board that Respondent engaged professional misconduct and sexual misconduct in violation of N.J.S.A. 45:1-21(e) and N.J.A.C. 13:35-6.3 (e) and (h).

The parties, having agreed to resolution of this matter without formal proceedings, and Respondent, having agreed and given her voluntary consent to the within order and waiving any right to a hearing, and the Board finding the within disposition adequately protective of the public health, safety, and welfare, and other good cause having been shown;

IT IS on this 30th day of June, 2016

HEREBY ORDERED AND AGREED that:

1. A public reprimand is hereby imposed upon Respondent for the professional misconduct outlined in this Consent Order.

2. Respondent shall immediately arrange for an assessment and evaluation with the Professional Assistance Program ("PAP"), including but not limited to a complete psychological evaluation

with a practitioner approved by the PAP who has been provided with all relevant documentation in this matter. Respondent shall comply with any and all treatment or monitoring recommended by the PAP.

3. Respondent authorizes the Board to release directly to the PAP any and all documentation the Board deems relevant to Respondent's assessment and evaluation including, but not limited to, Respondent's testimony before the Panel on February 26, 2016 and investigative materials associated with the Panel's investigation regarding Respondent's termination from University Correctional Healthcare.

4. Respondent shall ensure that the PAP provides a comprehensive report of evaluation and assessment to the Board on or before September 1, 2016. In the event that the PAP recommends that Respondent enroll in the PAP, Respondent shall be responsible to ensure that the PAP shall supply reports to the Board every ninety (90) days beginning on September 1, 2016 regarding her progress until further Order of the Board.

5. Respondent shall obtain the agreement of the PAP via a signature of its representative on this Order to notify the Board within 24 hours of its receipt of information of any noncompliant behavior, failure to appear for any scheduled appointment or any discontinuance of the PAP rehabilitation program whether initiated by Respondent or by the PAP.

6. Respondent expressly waives any claim to privilege or confidentiality that she may have concerning reports and disclosures to the Board, and use by the Board of that information in any license proceedings, including reports of the PAP, or any other person or entity involved in Respondent's psychological evaluation, assessment, treatment or rehabilitation program.

7. All costs associated with the evaluation, treatment and monitoring outlined above shall be the responsibility of, and paid directly by, Respondent.

8. This Order is effective upon its filing with the New Jersey State Board of Medical Examiners.

NEW JERSEY STATE BOARD OF MEDICAL EXAMINERS


By: 
Stewart Berkowitz, M.D.
Board President

I have read and understand the within Consent Order and agree to be bound by its terms.

Evette Polczynski, M.D.

Approved as to form and entry.

Agreed as to the evaluation, treatment, monitoring and reporting requirements of this Order on behalf of the Professional Assistance Program of New Jersey:


Louis E. Baxter, Sr., M.D., FASAM
Executive Medical Director
Physicians Assistance Program

Michael McGann, Esq.
Attorney for Respondent

6. Respondent expressly waives any claim to privilege or confidentiality that she may have concerning reports and disclosures to the Board, and use by the Board of that information in any license proceedings, including reports of the PAP, or any other person or entity involved in Respondent's psychological evaluation, assessment, treatment or rehabilitation program.

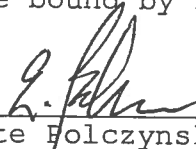
7. All costs associated with the evaluation, treatment and monitoring outlined above shall be the responsibility of, and paid directly by, Respondent.

8. This Order is effective upon its filing with the New Jersey State Board of Medical Examiners.

NEW JERSEY STATE BOARD OF MEDICAL EXAMINERS

By: _____
Stewart Berkowitz, M.D.
Board President

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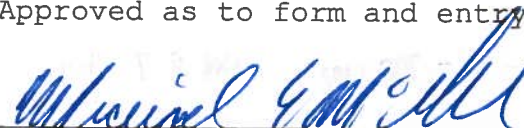


Evette Polczynski, M.D.

Agreed as to the evaluation, treatment, monitoring and reporting requirements of this Order on behalf of the Professional Assistance Program of New Jersey:

Louis E. Baxter, Sr., M.D., FASAM
Executive Medical Director
Physicians Assistance Program

Approved as to form and entry.



Michael McGann, Esq.
Attorney for Respondent

NOTICE OF REPORTING PRACTICES OF BOARD
REGARDING DISCIPLINARY ORDERS/ACTIONS

All Orders filed by the New Jersey State Board of Medical Examiners are "government records" as defined under the Open Public Records Act and are available for public inspection, copying or examination. See N.J.S.A. 47:1A-1, et seq., N.J.S.A. 52:14B-3(3). Should any inquiry be made to the Board concerning the status of a licensee who has been the subject of a Board Order, the inquirer will be informed of the existence of the Order and a copy will be provided on request. Unless sealed or otherwise confidential, all documents filed in public actions taken against licensees, to include documents filed or introduced into evidence in evidentiary hearings, proceedings on motions or other applications conducted as public hearings, and the transcripts of any such proceedings, are "government records" available for public inspection, copying or examination.

Pursuant to N.J.S.A. 45:9-22, a description of any final board disciplinary action taken within the most recent ten years is included on the New Jersey Health Care Profile maintained by the Division of Consumer Affairs for all licensed physicians. Links to copies of Orders described thereon are also available on the Profile website. See <http://www.njdoctorlist.com>.

Copies of disciplinary Orders entered by the Board are additionally posted and available for inspection or download on the Board of Medical Examiners' website.

See <http://www.njconsumeraffairs.gov/bme>.

Pursuant to federal law, the Board is required to report to the National Practitioner Data Bank (the "NPDB") certain adverse licensure actions taken against licensees related to professional competence or conduct, generally including the revocation or suspension of a license; reprimand; censure; and/or probation. Additionally, any negative action or finding by the Board that, under New Jersey law, is publicly available information is reportable to the NPDB, to include, without limitation, limitations on scope of practice and final adverse actions that occur in conjunction with settlements in which no finding of liability has been made. Additional information regarding the specific actions which the Board is required to report to the National Practitioner Data Bank can be found in the NPDB Guidebook issued by the U.S. Department of Health and Human Services in April 2015. See <http://www.npdb.hrsa.gov/resources/npdbguidebook.pdf>.

Pursuant to N.J.S.A.45:9-19.13, in any case in which the Board refuses to issue, suspends, revokes or otherwise places conditions on a license or permit, the Board is required to notify each licensed health care facility and health maintenance organization with which a licensee is affiliated and every other board licensee in this state with whom he or she is directly associated in private medical practice.

In accordance with an agreement with the Federation of State Medical Boards of the United States, a list of all disciplinary orders entered by the Board is provided to the Federation on a monthly basis.

From time to time, the Press Office of the Division of Consumer Affairs may issue press releases including information regarding public actions taken by the Board.

Nothing herein is intended in any way to limit the Board, the Division of Consumer Affairs or the Attorney General from disclosing any public document.